



*Law*

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Confirmation No.: 3523

Stephen KAVANAGH et al

Examiner: Ella Colbert

Serial No. 10/735,642

Group Art Unit: 3694

Filed: December 16, 2003

For: TRANSACTION PROCESSING

**RESPONSE TO NON-COMPLIANT AMENDMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

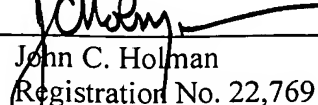
In response to the Non-Compliant Amendment, the election is to continue prosecution on Claim 1, and Claims 3-37. The Examiner is correct, in the Amendment dated December 22, 2006, Claim 2 was cancelled. However, in the Restriction Requirement mailed January 25, 2008, the Examiner grouped Group I as Claims 1-37 and counsel simply elected all of those claims notwithstanding that Claim 2 had been cancelled. It is further submitted that the elected claims, specifically Claim 1 and Claims 3 – 37 should be examined in their amended state. The form in which they should be examined is in the Amendment dated December 22, 2006.

Early and favorable action on the merits of the elected claims is courteously awaited

Respectfully submitted,

JACOBSON HOLMAN PLLC

Date: June 5, 2008  
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By:   
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